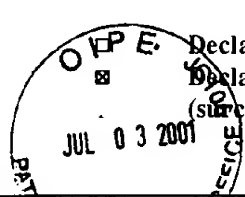


#3

DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63) <input type="checkbox"/> Declaration Submitted with Initial Filing. <input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16(e)) required). 	Attorney Docket Number: 3146-Z First Named Inventor: J. Marcus Hollis COMPLETE IF KNOWN Application Number: 09/816,778 Filing Date: March 26, 2001 Group Art Unit: Examiner Name:
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As a before-named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled LASER LIGHT EMITTER SURGICAL SITE LOCATING DEVICE AND METHOD, the specification of which is attached hereto unless the following box is checked:

☒ was filed on March 26, 2001 as United States Application Serial No. 09/816,778 or PCT International Application No. _____ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

Foreign Application(s) and/or Claim of Foreign Priority

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Country	Application Number	Date Filed (MM/DD/YYYY)	Priority Claimed Under 35 U.S.C. §
			<input type="checkbox"/> Yes <input type="checkbox"/> No

Provisional Application

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below:

Application Serial Number	Filing Date

U.S. Priority Claim

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Application Serial Number	Filing Date	Status - Patented/Pending/Abandoned

POWER OF ATTORNEY

I hereby appoint the following attorney to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Jim Zegeer (Registration No. 18,957), Telephone: 703-684-8333, Fax: 703-549-8411.

Address all correspondence to: Law Offices of Jim Zegeer
801 North Pitt Street, #108
Alexandria, VA 22314

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor (given name (first and middle, if any),

family name or surname): J. Marcus HOLLIS

Inventor's signature

Date

6/5/2001

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Full name of second joint inventor (given name (first and middle, if any),

family name or surname):

Second Inventor's signature

Date

Residence : City

State

Citizenship:

Mailing Address:

Full name of sole or third inventor (given name (first and middle, if any),

family name or surname):

Inventor's signature

Date

Residence : City

State

Citizenship:

Mailing Address:

Full name of fourth joint inventor (given name (first and middle, if any),

family name or surname):

Second Inventor's signature

Date

Residence : City

State

Citizenship:

Mailing Address:

☐ Additional inventors are being named on separately numbered sheets attached hereto.